

AGILENT TECHNOLOGIES, INC.
Legal Department, DL429
Intellectual Property Administration
P. O. Box 7599
Loveland, Colorado 80537-0599

ATTORNEY DOCKET NO. 10020348-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Robert Kincaid

Serial No.: 10/633,470

Examiner: John S. Brusca

Filing Date: July 31, 2003

Group Art Unit: 1631

Title: METHOD AND SYSTEM FOR GENERATING VITURAL-MICROARRAYS

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria VA 22313-1450

NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, March 21, 2008 , rejecting the following claims 1-7, 9 and 10

The fee for this Notice of Appeal (37 CFR 1.17(b)) is \$510.00

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

(a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d) for the total number of months checked below:

- | | | |
|--------------------------|--------------|-----------|
| <input type="checkbox"/> | one month | \$ 120.00 |
| <input type="checkbox"/> | two months | \$ 450.00 |
| <input type="checkbox"/> | three months | \$1020.00 |
| <input type="checkbox"/> | four months | \$1590.00 |

The extension fee has already been filled in this application.

(b) Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account 50-1078 the sum of \$510.00. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 50-1078 pursuant to 37 CFR 1.25.

Respectfully submitted,
Robert Kincaid

By

/Bret E. Field, Reg. No. 37,620/
Bret E. Field for John Brady
Attorney/Agent for Applicant(s)

Reg. No. 37,620

Date: June 20, 2008

Telephone No. (650) 327-3400